

unnecessary; in this regard, see revisor's note §5-902 of this subtitle.

See, also, §§1-101 and 5-101 of this article for other applicable definitions.

5-902. AUTHORITY OF ADMINISTRATION.

THE ADMINISTRATION MAY ADOPT RULES AND REGULATIONS PROVIDING FOR THE LICENSING OF AIR SCHOOLS.

REVISOR'S NOTE: This section is new language derived from the first sentence of Art. 1A, §6-603(a).

The present reference to "annual" licensing is deleted as unduly restrictive. The Commission doubts that the General Assembly intended to preclude periodic licensing on some other reasonable basis--e.g., biennially.

The present law also is revised to clarify that the manner of "providing for" licensure is by "rules and regulations", which, of course, are subject to the publication and other requisites of the Administrative Procedure Act (Art. 41, §§244 et seq.) and the State Documents Law (Art. 41, §§256B et seq.)

In this section and throughout this subtitle, the Commission has deleted as obsolete and unnecessary the present provisions for the separate licensing of "aeronautics instructors giving instructions in ground subjects pertaining to aeronautics". The Administration has never provided for this independent form of licensure and, since the matter is covered fully by federal law, does not intend to do so. In any event, an "aeronautics instructor" would be a "person" described in §5-901(1) and §5-903(a) of this subtitle and, therefore, subject to the regulations imposed on an "air school".

5-903. LICENSE REQUIRED.

(A) STATE LICENSE.

IF THE ADMINISTRATION PROVIDES FOR THE LICENSING OF AIR SCHOOLS, A PERSON MAY NOT OPERATE AN AIR SCHOOL UNLESS THE PERSON HAS AN AIR SCHOOL LICENSE AS REQUIRED BY THE RULES AND REGULATIONS OF THE ADMINISTRATION.

REVISOR'S NOTE: This subsection is new language derived without substantive change from the first sentence of Art. 1A, §6-603(c).

As to deletion of the present reference to an "aeronautics instructor", see revisor's note